IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 26TH NOVEMBER 2007 / 5TH AGRAHAYANA 1929

Bail Appl..No. 7206 of 2007()

CRIME NUMBER NOT KNOWN

: PETITIONERS

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1. BASHEER, S/O.BAVAKUNJU,
   AGED 70 YEARS, SHIBU MANZIL, THAIKKAVU MUKKU,
   NJARAL KONAM, KUDAVOOR VILLAGE, CHIRAYINKEEZHU
   TALUK, THIRUVANANTHAPURAM DISTRICT.

2. RAHUMATH BEEVI, W/O.BASHEER,
   AGED 60 YEARS, SHIBU MANZIL, THAIKKAVU MUKKU,
   NJARAI KONAM, KUDAVOOR VILLAGE, CHIRAYINKEEZHU
   TALUK, THIRUVANANTHAPURAM DISTRICT.

BY ADV. SRI.P.K.MUHAMMED

RESPONDENTS:

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1. SAJITHA, D/O.SHARAFUDEEN, AGED 30 YEARS,
   VATTAVILA HOUSE, PULLANIPPARA, THIMIRI P.O.,
   (VIA),CHERUVATHOOR, KASARAGODE DISTRICT,
   (RESIDING WITHIN THIMIRI POLICE STATION).

2. THE CIRCLE INSPECTOR OF POLICE,
   CHERUVATHOOR POLICE STATION.

3. CIRCLE INSPECTOR OF POLICE,
   WOMEN CELL, KASARAGODE, KASARAGODE DISTRICT.

4. THE SUB-INSPECTOR OF POLICE,
   PALLICKAL POLICE STATION, PALLICKAL,
   THIRUVANANTHAPURAM DISTRICT.

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 26/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.7206 of 2007

Dated this the 26th day of November 2007

O R D E R

There is no representation for the petitioners. Petitioners apprehend arrest on the allegation that they are guilty of matrimonial cruelty against the first respondent, that is their daughter-in-law.

2. The learned Public Prosecutor, on instructions from the Pallickal police station and Vanitha Cell, Kasaragod, submits that no crime has been registered against the petitioners and the petitioners are not required to be arrested in connection with any crime. The daughter-in-law of the petitioners had sought intervention of the Women's Commission to secure divorce to her honourably. That petition has been received by the Vanitha Cell, Kasaragod and attempts were made to summon the parties to endeavour to settle the disputes amicably. The learned Public Prosecutor submits that the petitioners are not required to be arrested and shall not be arrested. If, in future, the petitioners are required to be arrested in connection with any offence committed prior to this date, prior notice shall be given to the

petitioners and the permission of this court shall be taken before such arrest is effected, submits the learned Public Prosecutor.

3. Statement and undertaking of the learned Public Prosecutor are taken note of and hereby recorded. The apprehension of the petitioners is, in these circumstances, found to be without any merit. This petition is accordingly dismissed.

(R.BASANT, JUDGE)

jsr

// True Copy// PA to Judge

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007